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DRAFT (14 July 1959)

DIRECTOR OF CENTRAL INTELLIGENCE DIRECTIVE 11/2

**SUBJECT: Control of Dissemination and Use of
Intelligence and Intelligence Information**

Pursuant to the provisions of NSCID No. 1 (New Series, 15 September 1958), paragraph 2 (a) (5), and paragraph 5, and for the purpose of preventing unauthorized disclosure of intelligence, intelligence information, and affording protection to intelligence sources and methods, the following procedures are established to uniformly control the dissemination and use of intelligence and intelligence information.

1. The basic control for the safeguarding of classified information is established by Executive Order 10501. In accordance with Section 7 (c) of Executive Order 10501, classified intelligence and intelligence information originating in a department or agency will not be disseminated outside another receiving agency without permission of the originating agency, except as provided in paragraph 4 D. of NSCID No. 1 (New Series).

2. The policy of release of classified defense information to foreign governments is established by the Presidential Directive of 23 September 1958, "Basic Policy Governing the Release of Classified Defense Information to Foreign Governments." In accordance with the Presidential Directive, classified intelligence and intelligence information originating in a department or agency will not be disseminated by recipient departments

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or agencies to any foreign government without the consent of the originator. In order to be consistent with the intent of the Presidential Directive and for the purpose of this Directive, classified intelligence and intelligence information will not be disseminated to any foreign nationals or immigrant aliens who are used, integrated, or employed by the United States Government without the express permission of the originator of the intelligence information.

3. The dissemination and use of intelligence and intelligence information will, at all times, be controlled by the policy of "need-to-know".

4. The standardization of the control stamps and the procedures set forth in this Directive are to be uniformly employed by all departments and agencies in the Intelligence Community thereby assuring like control and use of intelligence and intelligence information disseminated within the Intelligence Community. These regulations and control markings will be published in the appropriate regulation or notice media of each agency or department.

5. Authorization for Release of Intelligence and Intelligence Information. - The originating agency or department of intelligence or intelligence information may permit the release to persons, groups, or organizations of such information after a determination has been made that the release of the information is in the security and intelligence interests of the United States. It is the responsibility of each department and agency to obtain the

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permission of the originating agency or department before any intelligence or intelligence information is released or used in a manner which will permit the information to appear in the public domain. In certain types of issuances within the Intelligence Community such as bulletins, notices, or messages, the intelligence product is a composite of intelligence and intelligence information by the various departments and agencies of the Intelligence Community. When the release of such information is contemplated by a department or agency, it is the responsibility of that department or agency to obtain permission of the other members of the Intelligence Community contributing to the joint intelligence product. The same principal applies to intelligence information that is produced by joint efforts in the furtherance of a Community intelligence project. Any intelligence or intelligence information released without the express permission of the originator or originators may be considered an unauthorized disclosure and subject to investigation and other appropriate action.

6. Whenever an originating department or agency deems it necessary to provide special controls for intelligence or intelligence information, either by virtue of the substance of the information itself and/or to provide additional protection to intelligence sources and methods, the appropriate control stamp or stamps will be placed upon the document. These stamps will be placed below the defense security classification

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marking on the document. Any document disseminated within the Intelligence Community or to senior echelons outside the Intelligence Community and bearing one or more of the control stamps set forth in this Directive, will be carefully controlled by all recipients in strict conformity with the requirements and restrictions set forth in this Directive.

7. In accordance with paragraph 6, the following control stamps will be used for the marking of intelligence and intelligence information.

A. "NOFORN" - No dissemination will be permitted to foreign governments, foreign nationals, immigrant aliens (including U. S. Government employed), utilized or integrated foreign officials or nationals.

(1) When the originating agency permits the release of a document bearing this marking to one or more foreign govern- 25X1C
ments, it will modify the stamp [REDACTED] 25X1C

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(2) The use of the stamp "NOFORN" by an originator represents a predetermination that the information is not releasable to foreign governments and foreign nationals. This determination will normally be made to afford additional protection to sensitive intelligence sources and methods and/or on the basis of the Presidential policy governing release of classified defense

information to foreign governments

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B. "INTCOM CONTROL" - Limited to staff officials of the Intelligence Community and those higher echelons of governments and their immediate supporting staffs and the senior military commands, who must necessarily deal with and act upon Community intelligence.

(1) Not to be disseminated to consultants, reserve personnel on short term active duty, external projects, or personnel and organizations under a contractual relationship to the United States Government.

(2) This marking stamp will normally be used to control sensitive intelligence and intelligence information which because of (a) the substance of the information itself and (b) the necessity to protect sensitive intelligence sources and methods, must be maintained within the professional staff of the Intelligence Community and the senior echelons of Government in order to provide adequate protection and control of the information.

C. "NO DISSEM ABROAD" - Not to be disseminated outside the continental limits of the United States.

(1) This marking will normally be utilized as a supplement to markings A and B in order to provide additional control and protection of the information by preventing its dissemination outside the continental limits of the United States.

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D. "BACKGROUND USE ONLY" - Intelligence information which is not to be included in any intelligence document.

8. Intelligence and intelligence information bearing the control markings "NOFORN", and "INTCOM CONTROL", may be quoted, extracted, or summarized in other documents provided that such documents are marked with the same control stamps and subject to the same restrictive dissemination as specified for the information by the originating agency.

This requirement is established to prevent the dissemination of this information in other documents to recipients not entitled to receive the information or not intended to receive it by the originator.

9. Any recipient agency or department desiring to use, quote, extract or summarize, and/or disseminate a document in a manner not permitted by the limitation of the control stamp, must obtain the permission of the originating agency. Permission from the originating agency to utilize, in whole or part, any intelligence or intelligence information in a manner other than specified by the control markings applies only to the specific purpose of the requester and does not automatically apply to all recipients of the information as originally disseminated, unless the originating agency removes the control marking for the benefit of all recipients.

10. Any questions with respect to the dissemination and use of a document bearing a control marking will be referred to the originating agency.

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11. The following stamp may be used by the originator of an intelligence document to signify to the recipients of the document that the information has been derived from a sensitive intelligence source which requires specific protection:

**"WARNING NOTICE - SENSITIVE SOURCE
INFORMATION CONTAINED HEREIN"**

This marking will serve as a guide to disseminators that the information should be made available only to those officials where the use of the information and the need-to-know is clearly demonstrated. This marking is supplementary to the control marking of NOFORN, INTCOM CONTROL, and BACKGROUND USE ONLY, to signify that the originator desires special protection of a sensitive source. It will be the responsibility of each recipient department and agency to make a determination of its distribution of such information marked with this warning notice.

12. These control markings and procedures do not supersede nor affect the special controls for the dissemination and use of special and atomic intelligence nor do they affect special indicators utilized by the various departments and agencies for established distribution of material. In addition, these markings and procedures do not affect other control measures established by the various departments and agencies for information subject to laws concerning copyright, libel, slander, and communications, nor other information which for moral, ethical, or legal reasons must be protected by other control measures.

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13. **Classified Contracts.** For the purpose of this Directive, classified contractors and their personnel are not part of, nor components of, the agencies and departments extending the contracts. Any dissemination of intelligence to classified contractors must be strictly governed by the need-to-know in direct relation to the performance of the contract requirements and other requirements of this Directive.

(a) A department or agency may disseminate its own produced intelligence to its classified contractors upon appropriate determination of the need-to-know and other established requirements.

(b) Intelligence originating in another department or agency will not be disseminated to contractors except by permission of the originating agency.

(c) In order to meet special requirements for the furnishing of intelligence information to certain contractors, departments and agencies may establish bilateral agreements for the dissemination of their originated intelligence information to such contractors.